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ORIGINAL

RECEIVED

FENNEMORE CRAIG  
A Professional Corporation  
Norman D. James (No. 006901)  
Jay L. Shapiro (No. 014650)  
3003 North Central Avenue, Suite 2600  
Phoenix, Arizona 85012  
Telephone (602) 916-5000

2009 MAR 11 P 2:54

AZ CORP COMMISSION  
DOCKET CONTROL

Attorneys for Far West Water  
& Sewer Company

## BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION  
OF FAR WEST WATER & SEWER  
COMPANY, AN ARIZONA CORPORATION,  
FOR APPROVAL OF INTERIM RATES AND  
CHARGES.

DOCKET NO: WS-03478A-08-0608

NOTICE OF FILING CERTIFICATION  
OF PUBLICATION AND PROOF OF  
MAILING

Pursuant to the procedural orders dated January 27, 2009 and February 2, 2009,  
Far West Water & Sewer Company ("Far West") hereby submits this Notice of Filing  
Certification of Publication and Proof of Mailing in the above-referenced matter.

On February 19, 2009, notice regarding the April 6, 2009 hearing on Far West's  
request for approval of interim rates and charges was published in *The Sun*, a newspaper  
of general circulation published daily in the City of Yuma, Arizona. The affidavit of  
Patrick Norris, Business Manager of *The Sun*, is attached hereto as Exhibit 1.

On February 17, 2009, Far West mailed the notice regarding the April 6, 2009  
hearing to each of its customers. The affidavit of Roxanne Fiddes is attached hereto as  
Exhibit 2.

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Arizona Corporation Commission  
DOCKETED

MAR 11 2009

DOCKETED BY

NW

1 DATED this 11<sup>th</sup> day of March, 2009.

2 FENNEMORE CRAIG, P.C.

3  
4 By: Norm D. James

5 Norman D. James

6 Jay L. Shapiro

7 Attorneys for Far West Water & Sewer Company

8 **ORIGINAL** and 13 copies delivered  
9 this 11<sup>th</sup> day of March, 2009 to:

10 Docket Control  
11 Arizona Corporation Commission  
12 1200 West Washington Street  
13 Phoenix, Arizona 85007

14 **COPY** sent via e-mail and U.S. mail  
15 this 11<sup>th</sup> day of March, 2009, to:

16 Jane Rodda, Administrative Law Judge  
17 Hearing Division  
18 Arizona Corporation Commission  
19 400 West Congress  
20 Tucson, AZ 85701

21 **COPY** hand-delivered  
22 this 11<sup>th</sup> day of March, 2009 to:

23 Robin Mitchell, Esq., Legal Division  
24 Arizona Corporation Commission  
25 1200 West Washington  
26 Phoenix, AZ 85007

Michelle Wood, Esq.  
Residential Utility Consumer Office  
1110 W. Washington St., Suite 220  
Phoenix, Arizona 85007

By: Maria San Jose

# EXHIBIT

1

# Publisher's Affidavit of Publication

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STATE OF ARIZONA }  
COUNTY OF YUMA }

**PUBLIC NOTICE OF THE  
HEARING ON  
FAR WEST WATER &  
SEWER COMPANY  
REQUEST FOR AN  
EMERGENCY RATE  
INCREASE  
DOCKET NO.  
WS-03478A-08-0608**

Far West Water & Sewer Company ("Company") has requested the Arizona Corporation Commission ("Commission") to determine if an interim emergency rate increase should be granted for its sewer utility service. Far West is seeking additional annual revenues of \$2,161,788, an increase of 101.02 percent over the Company's 2007 revenues. Under the Company's proposal, residential customers would pay \$45.59 per month, an increase of \$23.84; commercial customers would pay \$91.18 per month, an increase of \$47.68, and the charge for Recreational Vehicle Parks per space would be \$11.40, an increase of \$5.96.

If you have any questions concerning how the Company's emergency rate proposal will affect your bill or have other substantive questions about this application, you may contact the Company at: 13157 E. 44th Street, Yuma, AZ 85367; Attention: Andrew Capetrio, (928) 342-1238 or [info@farwestwaterand-sewer.com](mailto:info@farwestwaterand-sewer.com).

Commission Staff and the Residential Utility Consumer Office have not yet made their recommendations on the requested emergency request. The Commission will make a determination of whether an emergency exists and may deny the request or approve an interim rate either higher or lower than that requested based on the evidence presented at hearing.

#### **How You Can View or Obtain a Copy of the Emergency Rate Proposal**

Copies of the application and proposed tariffs are available at the Company's office at 13157 E. 44th Street, Yuma, AZ 85367 and at the Commission's Docket Control Center at 1200 West Washington, Phoenix, Arizona and its Tucson offices, 400 West Congress, Suite 218, Tucson, Arizona and on the internet via the Commission website ([www.azcc.gov](http://www.azcc.gov)) using the e-docket function.

#### **Public Hearing and Public Comment**

The public hearing on the emergency request will begin at the Commission's offices at 400 West Congress Street, Room 222, Tucson, Arizona on April 6, 2009 at 10:00 a.m. Customers can attend the hearing and make public comment, or file written comments with the Commission. Written comments should be addressed to Docket Control,

1200 W. Washington, Phoenix, Arizona 85007, and should reference Docket No. WS-03478A-08-0608.

In addition, the Commission will hold a Public Comment Meeting on March 5, 2009, at 6:00 p.m., or as soon thereafter as is practical, at the Sunrise Elementary School cafeteria/multi-purpose room, 9943 28th Street, Yuma, Arizona, 85637.

#### **About Intervention**

Intervenors may intervene in this matter. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf.

For information about requesting intervention, visit the Commission's webpage at <http://www.azcc.gov/divisions/utilities/forms/intervenor.pdf>, or contact the Commission's consumer services section at 1-800-222-7000 or 602-542-4251.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before March 10, 2009. If representation by counsel is required by Rule 31 of the rules of the Arizona Supreme Court, intervention will be conditioned upon the intervenor obtaining counsel to represent the intervenor.

#### **ADA/Equal Access Information**

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as sign language interpreter, as well as request this document in an alternative format, by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, E-mail [sbernal@azcc.gov](mailto:sbernal@azcc.gov). Requests should be made as early as possible to allow time to arrange the accommodation. Daily February 19, 2009 #L39673

Joni Weerheim or Patrick Norris, having been first duly sworn, deposes

and says: that The Sun is a newspaper of general circulation

published daily in the City of Yuma, County of Yuma, State of Arizona;

that (s)he is the publisher or business manager of said paper; that the

PUBLIC NOTICE OF THE HEARING

a printed copy of which, as it appeared in said paper, is hereto attached

and made a part of this affidavit, was published in The Sun

For ONE issues; that the date of the first

publication of said PUBLIC NOTICE OF THE HEARING

was FEBRUARY 19, 2009 and the date of the last publication

being FEBRUARY 19, 2009 and that the dates when said

PUBLIC NOTICE OF THE HEARING

was printed and published in said paper were

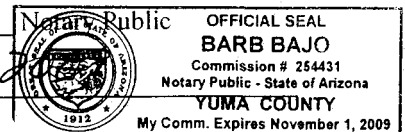
FEBRUARY 19, 2009

Subscribed and sworn to before me, by the said Joni Weerheim or Patrick Norris

24<sup>th</sup> day of Feb, 2009

Barb Bajo

My commission expires Nov 1, 2011



# **EXHIBIT**

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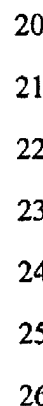
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**EXHIBIT**

**A**

**PUBLIC NOTICE OF THE HEARING ON**  
**FAR WEST WATER & SEWER COMPANY REQUEST FOR AN**  
**EMERGENCY RATE INCREASE**  
**DOCKET NO. WS-03478A-08-0608**

Far West Water & Sewer Company ("Company") has requested the Arizona Corporation Commission ("Commission") to determine if an interim emergency rate increase should be granted for its sewer utility service. Far West is seeking additional annual revenues of \$2,161,788, an increase of 101.02 percent over the Company's 2007 revenues. Under the Company's proposal, residential customers would pay \$45.59 per month, an increase of \$23.84; commercial customers would pay \$91.18 per month, an increase of \$47.68, and the charge for Recreational Vehicle Parks per space would be \$11.40, an increase of \$5.96.

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Restricted Information

[Home](#) > [Dashboard](#) > Incomplete

Today's Date: 02/17/2009

## Mailing Group Summary Information

Mailing Group ID: 65553016

Mailer's Job #:

Open Date:

02-17-09

Preparer: 10-PI-FARWEST WATER &amp; SEWER INC. Finance No: 039842

Close Date:

Description:

First-Class Mail - Permit Imprint ▶ Receipt

<b>Final</b>						
<b>3600</b>	<b>POSTAL SERVICE STATEMENT OF MAILING/3607 WEIGHING AND DISPATCH CERTIFICATE</b>		<b>TRANS # 200904813012037MO CAPS TRANS NO: N/A</b>			
Postage Statement: 65627286	Mailer's Job#:	Mailing accepted at: YUMA BMEU - '85364-9998'				
FARWEST WATER & SEWER INC. 13157 E 44TH ST YUMA AZ 85367-6227			FINANCE NUMBER: 039842			
<b>STATION OR UNIT:</b>	<b>MAIN POST OFFICE (0995A)</b>		<b>PERMIT NO: 10</b>			
<b>DATE OF MAILING</b> 02/17/2009	<b>CLASS</b> First-Class	<b>PROC CAT</b> Letter	<b>TYPE</b> PI			
<b>WEIGHT OF SINGLE PIECE (LBS)</b> 0.0221	<b>TOTAL PIECES</b> 7311	<b>TOTAL POUNDS</b> 181.0000	<b>Customer Reference ID</b>  <b>CAPS Acct No:</b> _____			
<b>MAILED FOR:</b> <b>PERMIT NO.</b> _____ <b>NAME:</b> _____						
<b>CONTAINERS</b> 12	<b>AMOUNT FROM TRUST: \$2,880.53</b>					
<b>VERIFICATION SUMMARY:</b>						
<b>Verification</b>	<b>Performance Status</b>			<b>Disposition</b>	<b>Performance Percent</b>	<b>Additional Postage</b>
Manual Presort	Not Performed				N/A	N/A
Weigh Entire Mailing	Performed		100%			
<b>AP</b> <b>INITIATING EMPLOYEE</b>	<b>AP</b> <b>FINALIZING EMPLOYEE</b>	 <b>RECEIVED FOR PROCESSING BY</b>				
<b>COMMENTS:</b>		<b>BEGINNING BALANCE: \$6,681.45</b> <b>ENDING BALANCE: \$3,800.92</b>				
mailing has been inspected concerning: (1) eligibility for postage prices claimed;						

# Interim rate increase public notice 2009

United States Postal Service

## Postage Statement — First-Class Mail — Easy Nonautomation Letters, Cards, or Flats

Post Office: Note Mail Arrival Date & Time

This form may be used only for a single nonautomation price mailing of identical-weight pieces. Use PS Form 3600-R for all other First-Class Mail mailings. Checklists and other tools for mailers are available on the Postal Explorer website at [pe.usps.com](http://pe.usps.com).

Mailer	Permit Holder's Name and Address and Email Address, if Any	Telephone	Post Office of Mailing	Permit No.	Weight of a Single Piece
	Far West Water & Sewer 13157 E. 44th St. Yuma AZ 85367	342-1238	main	10	0.0247 pound
Mailing	Type of Postage	Permit Imprint	Fed. Agency Code	Number and Type of Containers	
	<input checked="" type="checkbox"/> Metered	<input type="checkbox"/> Precanceled Stamps		12 2" mm	
	Mailing Date	Statement Seq. No.			
	Processing Category				
	<input checked="" type="checkbox"/> Letters (including card rate)	<input type="checkbox"/> Flats			
	Customer No.				
					7311 181

Category	Presort Level	Price	Number of Pieces	Total
Cards Eligible for Card Prices	B1. Presorted	\$0.242 x		
	B2. Single Piece	0.270 x		
Letters	B3. Presorted	.394 x 7311		2880.53
	B4. Single Piece	.42 x 7311		3070.62
Flats	B9. Presorted	x		
	B10. Single Piece	x		
<b>Total Postage (Add parts totals)</b>				<b>3070.62</b>
Price at Which Postage Affixed (Check one)				
<input type="checkbox"/> Correct <input type="checkbox"/> Lowest <input type="checkbox"/> Neither				
_____ pcs. x \$ _____ = Postage Affixed				
<b>Net Postage Due (Subtract postage affixed from total postage)</b>				
For USPS Use Only: Additional Postage Payment (State reason)				
For postage affixed add additional payment to net postage due; for permit imprint add additional payment to total postage.				
<b>Total Adjusted Postage Affixed</b>				
Postmaster: Report Total Postage in (Permit imprint only)				
<b>AIC 121</b>				
<b>Total Adjusted Postage Permit Imprint</b>				

The mailer's signature certifies acceptance of liability for and agreement to pay any revenue deficiencies assessed on this mailing, subject to appeal. If an agent signs this form, the agent certifies that he or she is authorized to sign on behalf of the mailer and that the mailer is bound by the certification and agrees to pay any deficiencies. In addition, agents may be liable for any deficiencies resulting from matters within their responsibility, knowledge, or control. The mailer hereby certifies that all information furnished on this form is accurate, truthful and complete; that the mail and supporting documentation comply with all postal standards and the mailing qualifies for the prices and fees claimed; and that the mailing does not contain any matter prohibited by law or postal regulation. I understand that anyone who furnishes false or misleading information on this form or who omits information requested on this form may be subject to criminal and/or civil penalties, including fines and imprisonment. Privacy Notice: For information regarding our Privacy Policy visit [www.usps.com](http://www.usps.com).

Signature of Mailer or Agent	Printed Name of Mailer or Agent Signing Form	Telephone
J. Wright	T. Wright	342-1238

Weight of a Single Piece	Are postage figures at left adjusted from mailer's entries? If yes, reason:	
0.0247 pound	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Total Pieces	Total Weight	
Total Postage		
Presort Verification Performed? (Check one)	Date Mailer Notified	Contact
<input type="checkbox"/> Yes <input type="checkbox"/> No		
By (Initials)		
Round Stamp (Required)		
I CERTIFY that this mailing has been inspected concerning: (1) eligibility for postage prices claimed; (2) proper preparation (and presort where required); (3) proper completion of postage statement; and (4) payment of required annual fee.		
Verifying Employee's Signature	Print Verifying Employee's Name	Time
		AM PM

# INTERIM RATE INCREASE PUBLIC NOTICE

2009

(131) CANADA @ \$0.72 = \$94.32

Account Report	Acct Name: FWS Acct Number: 2 Pieces: 131 Postage: \$94.320	0004365472 FEB 17 2009 10:03A Station:
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